

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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| In re the Application of:              | Atty. Docket No.: 006389.00004 |
| Steven A. Rogers                       |                                |
| Serial No.: 10/697,103                 | Group Art Unit: 2616           |
| Filed: October 31, 2003                | Examiner: Scheibel, Robert     |
| For: Endpoint Packet Scheduling System | Confirmation No.: 9000         |

**SUBSTANCE OF INTERVIEW HELD ON NOVEMBER 29, 2007**

U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

An in-person interview was conducted between the undersigned attorney of record, inventor Steven Rogers, Examiner Robert Scheibel, and Examiner Wing Chan on November 29, 2007. A brief video demonstration was shown illustrating how packet loss could be avoided by scheduling packets over a network in contrast to non-scheduled packet delivery. Applicant's representative explained that the video was generated based on features disclosed in serial number 10/663,378, by the same inventor, but that the effect of packet scheduling – namely, avoiding packet loss by scheduling packets for delivery over the network – would be the same as the claimed invention in this application. The limitations of each independent claim were discussed and contrasted with the cited prior art – specifically, the requirement in Howe that each network element be modified to coordinate schedules. The arguments made in the response filed on October 16, 2007 were also discussed. The Examiner agreed to consider the differences over the prior art in deciding whether to allow the claims.

Respectfully submitted,  
BANNER & WITCOFF, LTD.

Dated this 28<sup>th</sup> of December, 2007 By: /Bradley C. Wright/

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